

UNITED STATES DISTRICT COURT

for the
District of South Carolina

Billy Roy Boyd,

Petitioner

v.

Bernard McKie, Warden of Kirkland
Correctional Institution

Respondent

Civil Action No. 1:12-cv-00201-TLW

JUDGMENT IN A CIVIL ACTION

The court has ordered that (*check one*):

☐ the plaintiff (*name*) _____ recover from the defendant (*name*) _____ the amount of _____ dollars (\$___), which includes prejudgment interest at the rate of ___ %, plus postjudgment interest at the rate of ___ %, along with costs.

☐ the plaintiff recover nothing, the action be dismissed on the merits, and the defendant (*name*) _____ recover costs from the plaintiff (*name*) _____.

☒ other: the petitioner, Billy Roy Boyd, shall take nothing of the respondent, Bernard McKie, as to the petition filed pursuant to 28 U.S.C. §2254 and this action is dismissed without prejudice as duplicative.

This action was (*check one*):

☐ tried by a jury, the Honorable _____ presiding, and the jury has rendered a verdict.

☐ tried by the Honorable _____ presiding, without a jury and the above decision was reached.

☒ decided by the Honorable Terry L. Wooten, United States District Judge, presiding, adopting the Report and Recommendation set forth by the Honorable Shiva V. Hodges, United States Magistrate Judge, which dismissed the petition without prejudice.

Date: November 27, 2012

LARRY W. PROPES, CLERK OF COURT

s/A. Buckingham

Signature of Clerk or Deputy Clerk